

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, FEBRUARY 1, 2022

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JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 1, 2022

The Senate met in regular session at 9:03 a.m., President Chapman presiding.

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Cecilia Redman.

The Journal of Monday, January 31, 2022, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:12 a.m. until 9:00 a.m., Wednesday, February 2, 2022.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

ECONOMIC DEVELOPMENT AUTHORITY

Annual Report, pursuant to Iowa Code section 15.107B. Report received on February 1, 2022.

DEPARTMENT OF EDUCATION

Commission on Educator Leadership and Compensation Report, pursuant to Iowa Code section 284.15. Report received on February 1, 2022.

DEPARTMENT OF HUMAN RIGHTS

Iowa Collaboration for Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140. Report received on February 1, 2022.

DEPARTMENT OF HUMAN SERVICES

Annual Report, pursuant to Iowa Code section 217.21. Report received on February 1, 2022.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Tuesday, February 1, 2022, 10:00 a.m.

Members Present: Edler, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Garrett, Green, Jochum, Johnson, Lofgren, Ragan, Rowley, Sweeney, and Trone Garriott.

Members Absent: None.

Committee Business: Consideration and passage of the following bills: [SSB 3066](#), [SSB 3043](#), and [SSB 3077](#).

Adjourned: 10:30 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 1, 2022, 2:00 p.m.

Members Present: Sweeney, Chair; Driscoll, Vice Chair; Trone Garriott, Ranking Member; Boulton, Celsi, Cournoyer, Green, Hogg, Lykam, Rozenboom, Shipley, and J. Taylor.

Members Absent: Zumbach (excused).

Committee Business: [SF 2011](#) [SSB 3040](#) [SSB 3041](#).

Adjourned: 2:30 p.m.

VETERANS AFFAIRS

Convened: Tuesday, February 1, 2022, 1:00 p.m.

Members Present: Lofgren, Chair; Reichman, Vice Chair; Giddens, Ranking Member; Carlin, Costello, Dawson, Dotzler, Edler, Green, Mathis, and Ragan.

Members Absent: None.

Committee Business: Committee work and presentations.

Adjourned: 2:00 p.m.

INTRODUCTION OF BILLS

[Senate File 2157](#), by Brown, a bill for an act relating to medical cannabidiol by providing deductions from the individual and corporate income taxes for expenses incurred by medical cannabidiol manufacturers and dispensaries, and exempting the sale of medical cannabidiol products from the sales and use tax, and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 2158](#), by Carlin, a bill for an act relating to the printing and counting of absentee ballots by requiring a watermark, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 2159](#), by Bolkcom, a bill for an act relating to application of specific penalties to an assault on a social worker under certain circumstances.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2160](#), by J. Taylor, a bill for an act relating to certain actions of utility companies and the Iowa utilities board and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 2161](#), by Kinney, a bill for an act establishing a return to work incentive program, making an appropriation, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 2162](#), by Dickey, a bill for an act relating to the authority of a law enforcement officer over local businesses operating during an annual recreational bicycle ride across the state.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2163](#), by Mathis, a bill for an act relating to a mental health service providers competitive grant program for school districts and area education agencies, making an appropriation, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Education**.

[Senate File 2164](#), by Sweeney, a bill for an act relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 2165](#), by Sweeney, a bill for an act relating to insurance coverage for prescription drugs used in the treatment of metastatic cancer and associated conditions, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 2166](#), by Kraayenbrink, a bill for an act concerning compensation and benefits limits, relating to the earnings limitation for retirees under the Iowa public employees' retirement system and compensation limits for school corporation board members.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 2167](#), by Quirmbach, Trone Garriott, Petersen, Bisignano, Dotzler, Giddens, J. Smith, Jochum, Boulton, Mathis, Ragan, Wahls, and Bolkcom, a bill for an act relating to commercial and industrial property tax replacement payments and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 2168](#), by committee on Human Resources, a bill for an act relating to violations by a health care facility.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2169](#), by Sweeney, a bill for an act relating to assisted reproduction fraud, and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 2170](#), by J. Taylor, Schultz, Garrett, Williams, Green, Johnson, and Costello, a bill for an act prohibiting the burdening of a person's free exercise of religion.

Read first time under Rule 28 and referred to committee on **Local Government**.

[Senate File 2171](#), by committee on Human Resources, a bill for an act relating to programs and services under the purview of the department of human services including child care assistance, child and family services, foster care, adoption, and the dependent adult abuse information registry.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2172](#), by Cournoyer, a bill for an act relating to alcoholic beverage control concerning the sale of beer and liquor for resale.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 2173](#), by Kinney, a bill for an act relating to the use of a simulated firearm or simulated explosive when committing a robbery, the criminal offense of intimidation, or other crimes, and providing penalties.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

[SSB 3086](#) **Judiciary**

Relating to excuse from jury service for persons at least seventy-two years of age.

[SSB 3087](#) **Local Government**

Providing for the removal of municipal utility board members under specified circumstances and including effective date provisions.

[SSB 3088](#) **Commerce**

Relating to scrap metal transactions, including by regulating the sale of catalytic converters to scrap metal dealers and providing for recordkeeping requirements, providing penalties, and making penalties applicable.

SSB 3089 State Government

Relating to restrictions regarding companies boycotting Israel.

SSB 3090 Education

Relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2022, modifying provisions relating to the regular program state cost per pupil, modifying provisions relating to the property tax replacement payment and the transportation equity payments, and including effective date provisions.

SSB 3091 Judiciary

Relating to the uniform commercial code by providing for controllable electronic records.

SSB 3092 Appropriations

Relating to the prohibition of specific public fund expenditures and the certification of human trafficking prevention training of certain lodging providers, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2122**

WAYS AND MEANS: Dawson, Chair; Dotzler and Schultz

Senate File 2135

JUDICIARY: Shipley, Chair; Kinney and Rowley

Senate File 2138

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Boulton and Shipley

Senate File 2142

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Driscoll and Lykam

Senate File 2143

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Dickey and Dotzler

[Senate File 2145](#)

NATURAL RESOURCES AND ENVIRONMENT: Cournoyer, Chair; Celsi and J. Taylor

[Senate File 2146](#)

HUMAN RESOURCES: Garrett, Chair; Johnson and Mathis

[Senate File 2147](#)

HUMAN RESOURCES: Garrett, Chair; Johnson and Ragan

[Senate File 2149](#)

EDUCATION: Sinclair, Chair; Quirmbach and Rozenboom

[Senate File 2150](#)

EDUCATION: Sinclair, Chair; Giddens and Rozenboom

[Senate File 2151](#)

EDUCATION: Sinclair, Chair; Rozenboom and J. Smith

[Senate File 2152](#)

NATURAL RESOURCES AND ENVIRONMENT: Shipley, Chair; Hogg and J. Taylor

[Senate File 2153](#)

LOCAL GOVERNMENT: Klimesh, Chair; Lofgren and T. Taylor

[Senate File 2154](#)

EDUCATION: Sinclair, Chair; Rozenboom and Trone Garriott

[Senate File 2156](#)

LOCAL GOVERNMENT: Guth, Chair; Lofgren and Quirmbach

[Senate File 2164](#)

COMMERCE: Schultz, Chair; Mathis and Williams

[Senate File 2165](#)

COMMERCE: Schultz, Chair; Mathis and Williams

[SSB 3086](#)

JUDICIARY: Shipley, Chair; Bolkcom and Rowley

[SSB 3087](#)

LOCAL GOVERNMENT: Garrett, Chair; Hogg and Williams

[SSB 3088](#)

COMMERCE: Brown, Chair; Koelker and Lykam

[SSB 3089](#)

STATE GOVERNMENT: Guth, Chair; Boulton and R. Smith

[SSB 3090](#)

EDUCATION: Sinclair, Chair; Cournoyer and Quirmbach

[SSB 3091](#)

JUDICIARY: J. Taylor, Chair; Boulton and Rowley

[SSB 3092](#)

APPROPRIATIONS: Kraayenbrink, Chair; Bolkcom and Lofgren

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: [SENATE FILE 2168 \(SSB 3043\)](#), a bill for an act relating to violations by a health care facility.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Mathis, Bolkcom, Garrett, Green, Jochum, Johnson, Lofgren, Ragan, Rowley, Sweeney, and Trone Garriott. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 2171 \(SSB 3066\)](#), a bill for an act relating to programs and services under the purview of the department of human services including child care assistance, child and family services, foster care, adoption, and the dependent adult abuse information registry.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Edler, Costello, Mathis, Bolkcom, Garrett, Green, Jochum, Johnson, Lofgren, Ragan, Rowley, Sweeney, and Trone Garriott. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: [SENATE FILE 2011](#), a bill for an act relating to the purchasing of a youth deer hunting license and tag.

Recommendation: DO PASS.

Final Vote: Yeas, 12: Sweeney, Driscoll, Trone Garriott, Boulton, Celsi, Cournoyer, Green, Hogg, Lykam, Rozenboom, Shipley, and J. Taylor. Nays, none. Excused, 1: Zumbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTED POSITIONS

February 1, 2022

Mr. W. Charles Smithson
Secretary of the Senate
State Capitol Building
LOCAL

Dear Mr. Smithson:

Enclosed please find a list of all of the appointment positions requiring gubernatorial action pursuant to Iowa Code section 2.32(2).

If you have any questions, please contact my Director of Boards and Commissions, Megan Hall, via email: megan.hall@governor.iowa.gov.

Sincerely,



Governor Kim Reynolds

BY THE GOVERNOR

DIRECTORS

NUMBER OF POSITIONS

PAROLE, BOARD OF (CHAIR)	1
ALCOHOLIC BEVERAGES DIVISION	1

OFFICE OF THE CHIEF INFORMATION OFFICER	1
PUBLIC EMPLOYMENT RELATIONS BOARD (CHAIR AND MEMBER)	1
IOWA DEPARTMENT OF PUBLIC HEALTH	1
COMMISSION OF VETERANS AFFAIRS	1
DEPARTMENT OF MANAGEMENT	1
<u>BOARD</u>	<u>POSITIONS</u>
ACCOUNTANCY EXAMINING BOARD	3
AFRICAN AMERICANS, COMMISSION ON THE STATUS OF	3
AGRICULTURAL DEVELOPMENT BOARD	1
ALCOHOLIC BEVERAGES COMMISSION	1
ARCHITECTURAL EXAMINING BOARD	2
ASIAN AND PACIFIC ISLANDER AFFAIRS, COMMISSION OF	3
ATHLETIC TRAINING, BOARD OF	3
AUTISM COUNCIL, IOWA	6
BARBERING, BOARD OF	1
BEHAVIORAL SCIENCE, BOARD OF	7
BLIND, COMMISSION FOR THE	1
BOILER AND PRESSURE VESSEL BOARD	7
CHILD ADVOCACY BOARD	5
CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD	5
CHIROPRACTIC, BOARD OF	1
CITY DEVELOPMENT BOARD	2

COMMUNITY ACTION AGENCIES, COMMISSION ON	5
CORRECTIONS, BOARD OF	1
COSMETOLOGY ARTS AND SCIENCES, BOARD OF	2
COUNTY FINANCE COMMITTEE	1
CREDIT UNION REVIEW BOARD	3
DEAF SERVICES, COMMISSION OF	2
DENTISTRY, BOARD OF	3
DIETETICS, BOARD OF	3
DRUG POLICY ADVISORY COUNCIL, IOWA	2
EARLY CHILDHOOD IOWA STATE BOARD	5
ECONOMIC DEVELOPMENT AUTHORITY	4
EDUCATION, STATE BOARD OF	3
EDUCATIONAL EXAMINERS, STATE BOARD OF	2
ELECTRICAL EXAMINING BOARD	5
ELEVATOR SAFETY BOARD	6
EMPLOYMENT APPEAL BOARD	1
ENGINEERING AND LAND SURVEYING EXAMINING BOARD	2
ENHANCE IOWA BOARD	4
ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA	2
GRAIN FUND INDEMNITY BOARD	2
GREAT PLACES ADVISORY BOARD, IOWA	5
HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD	2
HEARING AID SPECIALISTS, BOARD OF	4

HIGHER EDUCATION LOAN AUTHORITY, IOWA	1
INTERIOR DESIGN EXAMINING BOARD	2
IPERS, INVESTMENT BOARD OF THE	1
JUDICIAL NOMINATING COMMISSION, STATE	3
JUSTICE ADVISORY BOARD	3
LANDSCAPE ARCHITECTURAL EXAMINING BOARD	4
LATINO AFFAIRS COMMISSION	4
LAW ENFORCEMENT ACADEMY COUNCIL, IOWA	4
LOTTERY AUTHORITY BOARD OF DIRECTORS, IOWA	2
MASSAGE THERAPY, BOARD OF	4
MEDICINE, BOARD OF	5
MENTAL HEALTH AND DISABILITY SERVICES COMMISSION	9
MORTUARY SCIENCE, BOARD OF	2
NATIVE AMERICAN AFFAIRS, COMMISSION OF	4
NURSING HOME ADMINISTRATORS, BOARD OF	5
NURSING, BOARD OF	4
OPTOMETRY, BOARD OF	3
PAROLE, BOARD OF	2
PEACE OFFICERS RETIREMENT ACCIDENT AND DISABILITY SYSTEMS TRUSTEE	1
PERSONS WITH DISABILITIES, COMMISSION OF	4
PHARMACY, BOARD OF	4

PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF	3
PHYSICIAN ASSISTANTS, BOARD OF	5
PLUMBING AND MECHANICAL SYSTEMS BOARD	7
PODIATRY, BOARD OF	3
PSYCHOLOGY, BOARD OF	3
PUBLIC EMPLOYMENT RELATIONS BOARD	1
PUBLIC INFORMATION BOARD, IOWA	6
RACING AND GAMING COMMISSION, STATE	1
REAL ESTATE APPRAISER EXAMINING BOARD	3
REAL ESTATE COMMISSION	2
RESPIRATORY CARE AND POLYSOMNOGRAPHY, BOARD OF	3
SCHOOL BUDGET REVIEW COMMITTEE	2
SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF	5
SOCIAL WORK, BOARD OF	3
SOIL CONSERVATION AND WATER QUALITY COMMITTEE, STATE	1
SPEECH PATHOLOGY AND AUDIOLOGY, BOARD OF	3
STATUS OF WOMEN, COMMISSION ON THE	4
TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA	1
TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON	3
TRANSPORTATION COMMISSION, STATE	2

VETERANS AFFAIRS, COMMISSION OF	4
VETERINARY MEDICINE, IOWA BOARD OF	1
WORKFORCE DEVELOPMENT BOARD, IOWA	7

BY THE COMMISSION

<u>DIRECTOR</u>	<u>NUMBER OF POSITIONS</u>
ADMINISTRATOR OF THE STATE RACING AND GAMING COMMISSION	1

REPORT OF THE SECRETARY OF THE SENATE

February 1, 2022

The Honorable Kim Reynolds
Governor
State Capitol Building
Local Mail

Dear Governor Reynolds:

Thank you for submitting the list of appointment positions requiring gubernatorial action, pursuant to Iowa Code section 2.32(2). This letter is the official acknowledgement, pursuant to the same section, of my receipt of your timely submission.

Sincerely,

W. Charles Smithson
Secretary of the Senate